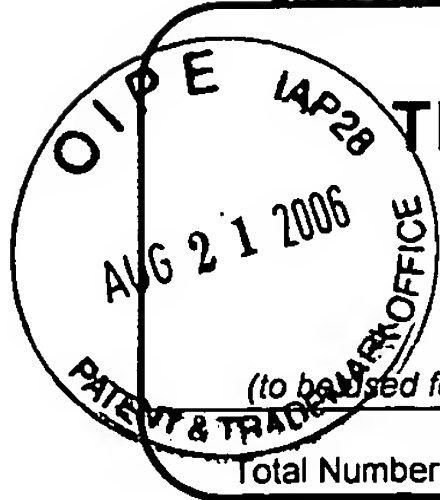


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**TRANSMITTAL  
FORM**

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

|                        |                       |
|------------------------|-----------------------|
| Application Number     | 10/648,497            |
| Filing Date            | August 25, 2003       |
| First Named Inventor   | Sam Idicula           |
| Art Unit               | 2168                  |
| Examiner Name          | Gortayo, Dangelino N. |
| Attorney Docket Number | 50277-2238            |

**ENCLOSURES** (Check all that apply)

- |   |  |   |
|---|--|---|
| <input checked="" type="checkbox"/> Fee Transmittal Form<br><input checked="" type="checkbox"/> Fee Attached<br><input checked="" type="checkbox"/> Amendment/Reply<br><input type="checkbox"/> After Final<br><input type="checkbox"/> Affidavits/declaration(s)<br><input type="checkbox"/> Extension of Time Request<br><input type="checkbox"/> Express Abandonment Request<br><input type="checkbox"/> Information Disclosure Statement<br><input type="checkbox"/> Certified Copy of Priority Document(s)<br><input type="checkbox"/> Reply to Missing Parts/ Incomplete Application<br><input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53 | <input type="checkbox"/> Drawing(s)<br><input type="checkbox"/> Licensing-related Papers<br><input type="checkbox"/> Petition<br><input type="checkbox"/> Petition to Convert to a Provisional Application<br><input type="checkbox"/> Power of Attorney, Revocation<br><input type="checkbox"/> Change of Correspondence Address<br><input type="checkbox"/> Terminal Disclaimer<br><input type="checkbox"/> Request for Refund<br><input type="checkbox"/> CD, Number of CD(s) _____<br><input type="checkbox"/> Landscape Table on CD | <input type="checkbox"/> After Allowance Communication to TC<br><input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences<br><input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)<br><input type="checkbox"/> Proprietary Information<br><input type="checkbox"/> Status Letter<br><input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):<br>Check and postcard |
|---|--|---|

Remarks

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**Firm Name  
Hickman Palermo Truong & Becker LLPSignature  
*Christian A. Nicholes*Printed name  
Christian A. NicholesDate  
8/17/06

Reg. No. 50,266

**CERTIFICATE OF TRANSMISSION/MAILING**

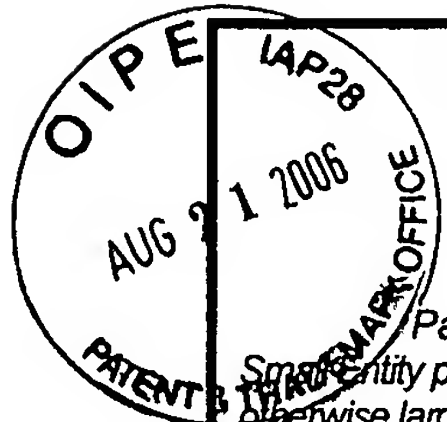
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

Signature  
*Annette Valdivia*Typed or printed name  
Annette ValdiviaDate  
8/17/06

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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# AMENDMENT FEE TRANSMITTAL for FY 2006

Patent fees are subject to annual revision,  
Small entity payments must be supported by a small entity statement,  
otherwise large entity fees must be paid. See Forms PTO/SB/09-12.  
See 37 C.F.R. §§ 1.27 AND 1.28

TOTAL AMOUNT OF PAYMENT (\$100.00)

## Complete if Known

Application Number 10/648,497  
Filing Date August 25, 2003  
First Named Inventor Sam Idicula  
Examiner Name Gortayo, Dangelino N.  
Group/Art Unit 2168  
Attorney Docket No. 50277-2238

## METHOD OF PAYMENT (check one)

1. ☒ Throughout the pendency of this application, please charge any additional fees, including any required extension of time fees, and credit all overpayments to deposit account 50-1302. A duplicate of this sheet is enclosed.

Deposit  
Account  
Number

50-1302

Deposit  
Account  
Name

Hickman Palermo Truong & Becker, LLP

2. ☒ Payment Enclosed:  
☒ Check ☐ Money Order ☐ Other

3. ☐ Applicant(s) is entitled to small entity status.  
See 37 CFR 1.27.

## FEE CALCULATION

### 1. BASIC FILING FEE

| Large Entity<br>Fee<br>Code | Large Entity<br>Fee<br>(\$) | Small Entity<br>Fee<br>Code | Small Entity<br>Fee<br>(\$) | Fee Description                  | Fee Paid  |
|-----------------------------|-----------------------------|-----------------------------|-----------------------------|----------------------------------|-----------|
| 1011                        | 300                         | 2011                        | 150                         | Utility filing fee               |           |
| 1111                        | 500                         | 2111                        | 250                         | Utility Search fee               |           |
| 1311                        | 200                         | 2311                        | 100                         | Utility Examination fee          |           |
| 1081                        | 250                         | 2081                        | 125                         | Utility Application Size Fee     |           |
| 1005                        | 200                         | 2005                        | 100                         | Provisional Application Fee      |           |
| 1085                        | 250                         | 20835                       | 125                         | Provisional Application Size Fee |           |
| SUBTOTAL (1)                |                             |                             |                             |                                  | (\$ 0.00) |

### 2. EXTRA CLAIM FEES

|                    | Highest<br>Paid Claims | Extra<br>Claims | Fee from<br>Below | Fee Paid |
|--------------------|------------------------|-----------------|-------------------|----------|
| Total Claims       | 28                     | -26**= 2        | 50.00             | 100.00   |
| Independent Claims | 2                      | -3**= 0         | 200.00            | 0.00     |
| Multiple Dependent |                        |                 |                   |          |

\*\*or number previously paid, if greater; For Reissues, see below

| Large Entity<br>Fee<br>Code | Large Entity<br>Fee<br>(\$) | Small Entity<br>Fee<br>Code | Small Entity<br>Fee<br>(\$) | Fee Description   |
|-----------------------------|-----------------------------|-----------------------------|-----------------------------|---|
| 1202                        | 50                          | 2202                        | 25                          | Claims in excess of 20                                    |
| 1201                        | 200                         | 2201                        | 100                         | Independent claims in excess of 3                         |
| 1203                        | 360                         | 2203                        | 180                         | Multiple dependent claim, if not paid                     |
| 1204                        | 200                         | 2204                        | 100                         | **Reissue independent claims over original patent         |
| 1205                        | 50                          | 2205                        | 25                          | **Reissue claims in excess of 20 and over original patent |

SUBTOTAL (2) (\$ 0.00)

### 3. ADDITIONAL FEES

| Large Entity<br>Fee<br>Code | Large Entity<br>Fee<br>(\$) | Small Entity<br>Fee<br>Code | Small Entity<br>Fee<br>(\$) | Fee Description  | Fee Paid |
|-----------------------------|-----------------------------|-----------------------------|-----------------------------|--|----------|
| 1051                        | 130                         | 2051                        | 65                          | Surcharge - late filing fee or oath  |          |
| 1052                        | 50                          | 2052                        | 25                          | Surcharge - late provisional filing fee or cover sheet.                    |          |
| 1251                        | 120                         | 2251                        | 60                          | Extension for reply within first month                                     |          |
| 1252                        | 450                         | 2252                        | 225                         | Extension for reply within second month                                    |          |
| 1253                        | 1,020                       | 2253                        | 510                         | Extension for reply within third month                                     |          |
| 1254                        | 1,590                       | 2254                        | 795                         | Extension for reply within fourth month                                    |          |
| 1255                        | 2,160                       | 2255                        | 1,080                       | Extension for reply within fifth month                                     |          |
| 1401                        | 500                         | 2401                        | 250                         | Notice of Appeal   |          |
| 1402                        | 500                         | 2402                        | 250                         | Filing a brief in support of an appeal                                     |          |
| 1452                        | 500                         | 2452                        | 250                         | Petition to revive - unavoidable   |          |
| 1453                        | 1,500                       | 2453                        | 750                         | Petition to revive - unintentional   |          |
| 1501                        | 1,400                       | 2501                        | 700                         | Utility issue fee (or reissue)   |          |
| 1502                        | 800                         | 2502                        | 400                         | Design issue fee   |          |
| 1504                        | 300                         | 2504                        | 300                         | Publication Fee  |          |
| 1462                        | 400                         | 1462                        | 400                         | Petitions Director not specifically provided for Group I                   |          |
| 1463                        | 200                         | 1463                        | 200                         | Petitions Director not specifically provided for Group II                  |          |
| 1464                        | 130                         | 1464                        | 130                         | Petitions Director not specifically provided for Group III                 |          |
| 1806                        | 180                         | 1806                        | 180                         | Submission of information Disclosure Stmt                                  |          |
| 8021                        | 40                          | 8021                        | 40                          | Recording each patent assignment per property (times number of properties) |          |
| 1809                        | 790                         | 2809                        | 395                         | Filing a submission after final rejection (37 CFR § 1.129(a))              |          |
| 1810                        | 790                         | 2810                        | 395                         | For each additional invention to be examined (37 CFR § 1.129(b))           |          |
| Other fee (specify)         |                             |                             |                             |  |          |
| Other fee (specify)         |                             |                             |                             |  |          |

\*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$ 0.00)

## SUBMITTED BY

Name (Print/Type) Christian A. Nicholes  
Signature *Christian A. Nicholes*  
Registration No. (Attorney/Agent) 50,266  
Telephone (408) 414-1080  
Date 8/17/06

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231.  
DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop Amend, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.



Docket No.: 50277-2238

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of:

Confirmation No.: 4241

Sam Idicula, et al.

Group Art Unit No.: 2168

Serial No.: 10/648,497

Examiner: Dangelino N.  
Gortayo

Filed on: August 25, 2003

For: MECHANISM TO ENABLE EVOLVING XML  
SCHEMA

**REPLY PURSUANT TO 37 C.F.R. § 1.111**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

This is in reply to the Office Action mailed May 19, 2006. The shortened statutory period for reply runs until August 19, 2006. Claim amendments and remarks follow.

**Amendments to the Claims** are reflected in the listing of claims, which begin on page 2 of this paper.

**Remarks** begin on page 11 of this paper.

08/22/2006 HDESTA1 00000015 10648497

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